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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT TACOMA

7 COREY KEARN,

8 Plaintiff,

9 v.

10 CITY OF LAKEWOOD, LAKEWOOD
11 POLICE DEPARTMENT, OFFICER
12 REIGLE, OFFICER HALL, and OFFICER
RUSSELL,

Defendants.

No. C10-5334 RBL/KLS

ORDER DIRECTING PLAINTIFF TO
ADVISE COURT OF INTENT TO
PROSECUTE

13 On November 18, 2011, Plaintiff filed an untitled document addressed to the undersigned
14 stating that he was “not fit” and that he was “stressing over this lawsuit.” ECF No. 55. The
15 Clerk docketed the document as a motion for voluntary dismissal and noted the motion for
16 consideration on November 18, 2011. Defendants object to any voluntary dismissal of the case.
17 ECF No. 56. However, the nature of Plaintiff’s filing is unclear and large portion of it is
18 illegible. *See* ECF No. 55. It is also not clear to the Court whether Plaintiff intended to file a
19 motion to voluntarily dismiss his complaint.
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21 Accordingly, it is **ORDERED:**

22 (1) Plaintiff shall advise this Court whether he intends to continue to prosecute his
23 case. He should do so by filing a letter with the Clerk **on or before January 6, 2012**. If
24 Plaintiff does not wish to continue to prosecute his case, he should file a motion for voluntary
25 dismissal with the Clerk.
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1 (2) The Clerk shall send a copy of this Order to Plaintiff and counsel for Defendants.

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3 **DATED** this 12th day of December, 2011.

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5 Karen L. Strombom
6 United States Magistrate Judge
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